

**CERTIFICATE OF SERVICE**

I, Gregory W. Werkheiser, certify that I am not less than 18 years of age, and that service of the Request of Appellee/Cross-Appellant Morris, Nichols, Arsht & Tunnell LLP For (I) Status Conference To Address Consequences Of Robert K. Alber's Failure To Timely File Opening Appeal Brief And (II) Stay Of Deadlines For Appellees To File Their Briefs was caused to be made on October 9, 2006 in the manner indicated upon the parties on the attached list.

Under penalty of perjury, I declare that the foregoing is true and correct.

Dated: October 9, 2006

  
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